Application Number	į	10/717,157	ntroi No.	Re	eexamination			
Document Code - DISQ			Internal Document – DO NOT MAIL					
TERMINAL DISCLAIMER	Ø			☐ DISAPPROVED				
Date Filed : December 21, 2007	-	This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:								
Henry D. Jefferson								

U.S. Patent and Trademark Office

## T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:	•		16-Jan-08	APPL. S. N:	10717157					
To Exan	niner:		DANG, DUY M.	Art Unit	2624					
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68					
SUBJEC	T: Decisio	on on Terminal	Disclaimer(T.D.) filed:							
form pa or have	ragraphs any ques	identified by th tions, please se	is informal memo in your nex ee me or the Special Program	t Office action to notify applicant of Examiner. THIS IS AN INFORMAL						
please i	nitial, date	e and return th	is memo to me. THANK YOU.							
<b>▽</b>	The T.D.	. is PROPER and	d has been recorded (see 14.2	23).						
	The T.D.	. is NOT PROPE	R and has not been accepted	for the reason(s) checked below (	(see 14.24):					
	Γ	The TD fee of use of a depo		tted nor is there any authorization	ı in the application file for the					
	Γ	his/her intere	does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of atterest (and/or the extent of the interest of the business entity represented by the signature) plication/patent (see 14.26 & 14.26.01).							
	Γ		D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory patenting rejection, Rule 321(b) (see 14.27.01).							
			is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
		The person who signed the T.D.:								
		is no	ot an attorney "of record" (see	: 14.29 and 14.29.01).						
		has	failed to state his/her capacity	$\prime$ to sign for the business entity (s	ee 14.28).					
		is no	t recognized as an officer of t	he assignee (see 14.29 & possible	e 14.29.02).					
	Γ	nor is the reel (see 37 CFR 3	tumentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, the reel and frame number specified as to where such evidence is recorded in the Office 7 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel ar number may be found in the T.D. or in a separate paper of record in the application (see 14.30).							
	Г	The T.D. is no	t signed (see 14.26 & 14.26.0	03).						
	Γ	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).								
	Γ	The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).								
	Γ	The period dis	claimed is incorrect or not spe	ecified (see 14.26, 14.27.02 or 14	1.26.03).					
	Γ.	Other:			-					
	Γ	Suggestion to and do not ch		NOTE: If already authorized, credi	t refund to deposit account					
I have a	ppropriate	ely notified app	licant(s) of the status of the T	erminal Disclaimer filed in this ca	se					
Ex.Initia	ls:	Date	:		Log Date:					

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Lawrence A. Ray

METHOD FOR SELECTING AN EMPHASIS IMAGE FROM AN IMAGE COLLECTION BASED UPON CONTENT RECOGNITION

Serial No. 10/717,157

Filed 19 November 2003

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Group Art Unit: 2625

Examiner: Duy M. Dang

## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

The owner, Eastman Kodak Company of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent No. 7,035,467. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent hereafter: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has

all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

X The undersigned is an attorney of record. (If this box is not checked do not use this form)

December 21,2007

Date

Telephone: 585-726-7522 Facsimile: 585-477-4646

/dh

Justin D. Petruzzelli Attorney of Record Registration No. 52,118

X Please charge the fee to Eastman Kodak Company Deposit Account 05-0225.

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.